

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

SPINE SURGERY ASSOCIATES &
DISCOVERY IMAGING, PC on assignment of
ANTHONY P.,

Plaintiff,

v.

INDECS CORP. and CONSTANT SERVICES
INC.,

Defendants.

Civ. No. 13-1390 (KSH) (CLW)

ORDER

Upon consideration of the motion (D.E. 20) of defendant INDECS Corp. (“INDECS”) to dismiss the amended complaint filed by plaintiff Spine Surgery Associates & Discovery Imaging, PC (D.E. 19); and for the reasons expressed in the Court’s opinion filed herewith,

IT IS, on this 30th day of September, 2014,

ORDERED that defendant’s motion to dismiss is **GRANTED IN PART**, insofar as count 1 is dismissed in its entirety and count 3 is dismissed as to INDECS, and **DENIED IN PART**, insofar as it seeks dismissal of counts 2 and 4.

/s/ Katharine S. Hayden
Katharine S. Hayden, U.S.D.J.